

S U M M A R Y A C T I O N M I N U T E S



REGULAR MEETING OF THE BOARD OF SUPERVISORS ORANGE COUNTY, CALIFORNIA

Tuesday, February 15, 2000, 9:30 A.M.

BOARD HEARING ROOM, FIRST FLOOR
10 Civic Center Plaza
Santa Ana, California

CHARLES V. SMITH
CHAIRMAN
First District

JAMES W. SILVA
VICE CHAIRMAN
Second District

TODD SPITZER
SUPERVISOR
Third District

CYNTHIA P. COAD
SUPERVISOR
Fourth District

THOMAS W. WILSON
SUPERVISOR
Fifth District

ATTENDANCE: All Present

EXCUSED: None

PRESENT:	COUNTY EXECUTIVE OFFICER	Janice M. Mittermeier
	COUNTY COUNSEL	Laurence M. Watson
	CLERK OF THE BOARD	Darlene J. Bloom

INVOCATION: Supervisor Coad, Fourth District, gave the invocation

PLEDGE OF ALLEGIANCE: Supervisor Silva, Second District, led the assembly in the Pledge of Allegiance

I. PRESENTATIONS/INTRODUCTIONS

Chairman Smith presented a check to Alison Driessen, Maternal Outreach Management System (Continued from 2/1/00)

Chairman Smith introduced the Chapman Interns for Spring, 2000 semester

Chairman Smith recognized Michael Schumacher and Gwen Kurz for publication of book "The 8% Solution, preventing serious, repeat juvenile crime"

Supervisor Wilson recognized Katie Wheeler for her service to the community and contribution to the Irvine Historical Park Library

Chairman Smith presented a resolution to Bessie Austin, a 105 year old resident of Midway City

Supervisor Coad presented a resolution to Sally White for 20 years of service

S U M M A R Y A C T I O N M I N U T E S

II. CONSENT CALENDAR (Items 1-29)

- 53241 **APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEMS 20 AND 23 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE AND ITEM 27 WHICH RECEIVED A NO VOTE FROM SUPERVISORS WILSON AND SPITZER**

BOARD APPOINTMENTS

1. **Supervisor Coad** - Regional Recreational Trails Advisory Committee - Reappoint Don Harvey, Orange, for term ending 2/23/02
2. **Supervisor Wilson** - Planning Commission - Appoint Brian D. Fisk, Laguna Niguel, to complete term concurrent with Supervisor

DEPARTMENT APPOINTMENTS

3. **Health Care Agency** - Alcohol & Drug Advisory Board - Appoint Susan Jacob, Newport Beach, to complete term ending 10/28/02 and Joseph M. Pyle, Jr., Huntington Beach, to complete term ending 1/9/02 - All Districts
4. **Community Services Agency** - Approve dissolution of Orange County Private Industry Council, effective 6/30/00 and creation of the Orange County Workforce Investment Board, effective 2/15/00; and appoint list of nominees to serve on Workforce Investment Board - All Districts

COMMENDATIONS/PROCLAMATIONS

Supervisor Wilson:

5. Adopt resolution congratulating Orange County Spikers on their success at the Senior Olympics
RESO: 00-53
6. Adopt resolution congratulating Anna Melchior on her 100th birthday
RESO: 00-54

COMMUNITY SERVICES AGENCY

7. Approve Job Training Partnership Act Closeout Plan - All Districts

HEALTH CARE AGENCY

8. Approve donation of 23 surplus computers to Santa Ana Unified School District; and make appropriate findings - All Districts
9. Approve master agreement with qualified medical facilities for rabies post-exposure prophylaxis services; and authorize Director to execute agreements - All Districts

S U M M A R Y A C T I O N M I N U T E S

HOUSING AND COMMUNITY DEVELOPMENT

10. **Acting as the Board of Supervisors and Orange County Housing Authority** - Approve Family Self-Sufficiency Enhancement Program for on-going support services within the Housing Assistance Division; authorize allocation of \$50,000 from operating reserves, effective 3/1/00 - All Districts

INTEGRATED WASTE MANAGEMENT DEPARTMENT

11. Approve plans and specifications and set bid opening for 3/22/00, 2:00 p.m., for construction of Zone 1, Phase A1 groundwater protection system, Prima Deshecha Landfill; and make California Environmental Quality Act findings - District 5

JOHN WAYNE AIRPORT

12. Approve plans and specifications and set bid opening for 4/5/00, 2:00 p.m., for reconstruction of Taxiway "L"; and make California Environmental Quality Act findings - District 5

ORANGE COUNTY PUBLIC LIBRARY

13. Approve price agreement N1000002485 with Money Machines International for maintenance of microfilm/microfiche equipment, 4/1/00 - 12/31/00 (\$39,000); renewable for two additional years - All Districts

PLANNING AND DEVELOPMENT SERVICES

14. Adopt revised Local California Environmental Quality Act Procedures Manual dated 2/1/00 - All Districts

PUBLIC FACILITIES AND RESOURCES DEPARTMENT

15. Approve price agreement N1000002433 with Lake Forest Electric for on-call maintenance and repair of electrical/lighting system services at various locations, Harbors, Beaches and Parks, 2/16/00 - 2/15/01 (\$62,000); renewable for two additional years; and make California Environmental Quality Act findings - All Districts
16. Receive bids and award contract to TDS Engineering for replacement of Courthouse parking lot lights and standards on Crown Valley Parkway, South Justice Center, Laguna Niguel (\$70,909) - District 5
17. Approve plans and specifications and set bid opening for 3/22/00, 2:00 p.m., for enhanced security measures, Juvenile Hall Annex, Santa Ana - District 1
18. Adopt resolution approving submission of applications to Orange County Transportation Authority for Arterial Highway Rehabilitation Program (AHRP) funds, FYs 00-01 and 02-03 - Districts 3 & 5
RESO: 00-55
19. Approve price agreement N1000002521 with Tab Products Company for records management services (\$93,730) - All Districts

S U M M A R Y A C T I O N M I N U T E S

20. Approve amendment 2 to lease with Fountain Valley for additional 23 acres to expand Fountain Valley
Recreations and Cultural Center, Mile Square Regional Park - District 1
13245 **APPROVED AS RECOMMENDED**
21. Approve continuance of emergency repairs and closure of Modjeska Grade Road; receive and file status
report; and continue matter to 03/07/00, 9:30 A.M. for further consideration - District 3 (Continued
from 02/08/00, Item S50B)
22. **Acting as the Orange County Flood Control District** - Approve quitclaim deed to City of Buena Park
for sale of 3,462 square foot district owned parcel of surplus real property, Brea Creek Channel; and
make California Environmental Quality Act and other findings - District 4

SOCIAL SERVICES AGENCY

23. Approve agreement CPL700 with New Alternatives, Incorporated for child abuse prevention and
intervention services, 3/1/00 - 6/30/01 (\$160,000) - All Districts
15234 **APPROVED AS RECOMMENDED**

PUBLIC PROTECTION

24. **Probation** - Accept payment of \$7,462.50 from State of California for Juvenile Court Work Program
services rendered 3/1/97 - 5/31/97 - All Districts

GENERAL ADMINISTRATION

Auditor-Controller:

25. Approve deletion of stolen, destroyed, dismantled and missing equipment items from
department/agency fixed asset inventories - All Districts
26. Authorize relief of accountability to former Chief Probation Officer and reimbursement to
Probation Department for cash loss of \$10,600 - All Districts
27. **County Counsel** - Approve retention of outside counsel by Orange County Airport Land Use
Commission to represent it in threatened litigation by the City of Irvine (\$75,000) - All Districts
53241 **APPROVED AS RECOMMENDED**
NN

County Executive Office:

28. Adopt resolution concurring with Resolution of the Orange County Superior Court Executive
Committee for Early Retirement Incentive for specified Superior Court classifications - All
Districts
RESO: 00-56

S U M M A R Y A C T I O N M I N U T E S

- 29 . Approve amendment to Personnel and Salary Resolution-Law Enforcement Management Annual Leave Plan; and approve amendment to 1998-2000 Attorney Unit Memorandum of Understanding-Annual Leave Plan - All Districts

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 30-S48E)

COMMUNITY SERVICES AGENCY

- 30 . Approve agreement A2-0 with ProPath, Inc. for 40% Title III project services for displaced workers from banking/financial services industry and other target companies, 2/1/00 - 6/30/00 (\$660,000) - All Districts
- 43251 **APPROVED AS RECOMMENDED**

HEALTH CARE AGENCY

- 31 . Approve agreement with Kinship Center for mental health outpatient services to children and youth, 2/15/00 - 6/30/01 (\$675,080) - All Districts
- 32451 **APPROVED AS RECOMMENDED**
- 32 . Adopt resolution approving agreement with State Department of Health Services for California Healthcare for Indigents Program funding, FY 1999-00 - All Districts
- 42351 **APPROVED AS RECOMMENDED**
RESO: 00-57

PLANNING AND DEVELOPMENT SERVICES

- 33 . Approve amended agreement with Fish & Wildlife Service, U.S. Department of the Interior for receipt of funds, FY 1999 (\$550,000); approve amendment 3 to agreements D-95-012 with The Irvine Company and D-95-016 with Rancho Mission Viejo Company for work on Central/Coastal and Southern Natural Community Conservation Planning Plans - Districts 3, 4 & 5
- 53241 **APPROVED AS RECOMMENDED**

PUBLIC FACILITIES AND RESOURCES DEPARTMENT

- 34 . Select Peyo and Associates as primary and Enter-Arc, Inc. as alternate architectural-engineering firms for design of new District Attorney modular building, South Justice Center; and authorize negotiation of agreement for Board approval - District 5
- 53241 **APPROVED AS RECOMMENDED**
NN
- 35 . Select Wayne C. Siu, Architects as primary and Kwang Cook and Associates as alternate architectural-engineering firms for design of remodel and ADA compliance, South Justice Center, Superior Court; and authorize negotiation of agreement for Board approval - District 5
- 53241 **APPROVED AS RECOMMENDED**

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36. Select various providers as primary and secondary architectural-engineering firms for on-call professional services for flood and road projects; and authorize negotiation of agreements for Board approval - All Districts
34251 **APPROVED AS MODIFIED TO AMEND RECOMMENDATIONS 1 AND 2 TO INCLUDE ALL NINE FIRMS**
37. Select Coleman Caskey Architects, Inc. as primary and Kishimoto Architects, Inc. as alternate architectural-engineering firms for design of Hall of Administration improvements, public access and ADA compliance; and authorize negotiation of agreement for Board approval - District 1
13245 **APPROVED AS RECOMMENDED**
38. Approve price agreement N1000002515 with New Boston Systems for temporary technical help desk and networking services, 2/1/00 - 1/31/01 (\$450,000) - All Districts
53241 **APPROVED AS RECOMMENDED**
39. Select Enter-Arc, Inc. as primary and Bojorquez & Anderson as alternate architectural-engineering firms for remodel of Auditor-Controller offices; and authorize negotiation of agreement for Board approval - District 1
12345 **APPROVED AS RECOMMENDED**

SOCIAL SERVICES AGENCY

40. Approve price agreement N1000002527 with Regents of UC Davis for implementation of Cal WORKs, adult services and supervisory skill enhancement training, 4/1/00 - 3/31/01 (\$697,680 per year); renewable for two additional years - All Districts
24351 **APPROVED AS RECOMMENDED**

GENERAL ADMINISTRATION

County Executive Office:

41. Approve agreement 00-001AD with Affordable Housing Applications, Inc. for administrative services related to Orange County Mortgage Credit Certificate and Re-issued Mortgage Credit Certificate Programs - All Districts
54231 **APPROVED AS RECOMMENDED**
42. **Acting as the Board of Supervisors, Community Facilities Districts 86-1, 2; 86-2B; 87-1, 2, 3, 4, 5A, 5B, 5C, 5D, 5E, 6, 7, 8, 9; 88-1 and 88-2 and Orange County Development Agency** - Approve settlement and release agreement with Tom Hayes, Representative, regarding distribution of bankruptcy related additional funds and certificate under Second Amended Plan of Adjustment for Community Facilities Districts and various funds; approve budget adjustment for CSA 6, El Toro/Lake Forest (4/5 vote); and other bankruptcy related matters - All Districts
35241 **APPROVED AS RECOMMENDED**

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- 43 . Ratify selection of financing team to explore potential securitization and other financing options of Orange County's share of Tobacco Settlement Revenues - All Districts (Continued from 2/8/00, Item 49)
- 3 2 4 5 1
N **RETURN ISSUE TO PUBLIC FINANCING ADVISORY COMMITTEE TO REVIEW THEIR RECOMMENDED SELECTION OF FIRMS TAKING INTO CONSIDERATION THE CONCERNS RAISED BY THE BOARD OF SUPERVISORS**
- 44 . Adopt resolution supporting Proposition 12, Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Act of 2000 and Proposition 13, the Safe Drinking Water, Clean Water, Watershed Protection, and Flood Protection Bond Act on the March 7, 2000 Statewide ballot - All Districts
- 4 5 2 3 1 **APPROVED AS RECOMMENDED**
RESO: 00-58
- 45 . Approve price agreement N10000002262 with Network Television Time for videotaping services for Board of Supervisors' meetings, 2/16/00 - 2/15/01 (\$196,542); renewable for four additional years (\$181,542 per year); approve one-time cost and resources to refurbish Room 165 as a control room to accommodate equipment for taping (\$40,000); authorize negotiation of agreement for messenger services to deliver videotapes to cable stations - All Districts
- 1 4 2 3 5
N **CONTINUED TO 3/21/00, 9:30 A.M.**

EXTERNAL RESTRUCTURING PROGRAM FOR THE COUNTY OF ORANGE

- 46 . At this time Members of the Board of Supervisors and/or the County Executive Office may report on and discuss activities related to the External Restructuring Program for the County of Orange. This month's status report also includes recommendation to: A. Receive report on transitional issues for the new city of Rancho Santa Margarita B. Receive report regarding February 10, 2000 meeting of County Island Task Force established by League of Cities, Orange County Division C. Receive status report on Community Revitalization activities, and direct County Counsel and P&DSD to prepare revisions to specified codified ordinance sections related to code enforcement for consideration by the Board of Supervisors
- 3 5 2 4 1 **APPROVED RECOMMENDED ACTIONS A & B, CONTINUE RECOMMENDED ACTION C TO 3/7/00, 9:30 A.M.**

ORANGE COUNTY CHILDREN AND FAMILIES COMMISSION

- 47 . At this time Members of the Board of Supervisors and/or the County Executive Office may report on and discuss activities related to the Orange County Children and Families Commission
- PRESENTED**

STRATEGIC/FINANCIAL PLAN UPDATE

- 48 . At this time Members of the Board of Supervisors and/or the County Executive Office may report on and discuss activities related to the development of Strategic/Financial Plan for the County of Orange, including the Performance Measurement Program ("Results Oriented Government"). This month's status report will include a presentation of the Orange County Community Indicators Report
- PRESENTED**

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- S48A. **County Executive Office** - Approve agreements with various organizations for funding allocations, Census 2000 Outreach (\$328,674) - All Districts
15234 **APPROVED AS RECOMMENDED**
- S48B. **Planning And Development Services** - First reading of "An Ordinance of the County of Orange, California Adding Title 3, Division 8, Article 2, on Access to Gated Residential Communities for Public Safety Purposes" and set second reading and adoption for March 7, 2000, 9:30 a.m. - All Districts
41235 **APPROVED AS RECOMMENDED**
- S48C. **Sheriff-Coroner** - Approve purchase of customized laboratory response vehicle, Teletrac vehicle tracking system and photocopy machine for methamphetamine laboratory investigation team - All Districts
35241 **APPROVED AS RECOMMENDED**
- S48D. **Sheriff-Coroner** - Authorize hosting the Attorney General Zone 1 Meeting, 3/29/00; approve agreements with a hotel for meeting and breakfast; and make appropriate findings - All Districts
52341 **APPROVED AS RECOMMENDED**
- S48E. **Chairman Smith and Supervisor Silva** - Direct staff and Sacramento Legislative Advocate to pursue legislation to prevent annexation of former military bases, prevent annexation of key regional facilities and enable implementation of real estate decisions by a majority of the Board - All Districts
B.O. **CONTINUED TO 3/7/00, 9:30 A.M.**

IV. PUBLIC HEARINGS (Items 49-50)

PLANNING AND DEVELOPMENT SERVICES

49. Public Hearing to consider adopting resolution approving General Plan Amendment 2000-1 for technical/administrative update - All Districts
B.O. **CLOSED PUBLIC HEARING**
- 52341 **APPROVED AS RECOMMENDED**
X *RESO: 00-59*

GENERAL ADMINISTRATION

50. **Clerk of the Board** - Public Hearing to consider adopting resolution consolidating the Tri-Cities Municipal Water District and Coastal Municipal Water District into the Coastal Municipal Water District (RO99-07) - District 5
B.O. **CLOSED PUBLIC HEARING**
- 52341 **APPROVED AS RECOMMENDED**
RESO: 00-60

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County Counsel:

- CS-1. CONFERENCE WITH LEGAL COUNSEL - POTENTIAL LITIGATION: County Counsel requests a closed session for the Board of Supervisors to consider intervention into litigation (one case), pursuant to Government Code Section 54956.9(c) - All Districts
- B.O. **HELD; THE CHAIRMAN REPORTED: PURSUANT TO GOVERNMENT CODE 54956.9(c) THE BOARD OF SUPERVISORS TOOK THE FOLLOWING REPORTABLE ACTION IN CLOSED SESSION CONCERNING GOLDEN RAIN FOUNDATION V. UNITED STATES OF AMERICA, ET AL.; USDC CASE NO. SA CA-99-1595-AHS (ANx) BY A VOTE OF 3 TO 2. AUTHORIZED THE COUNTY COUNSEL'S OFFICE TO FILE A MOTION ON BEHALF OF THE COUNTY TO INTERVENE IN THE LAWSUIT. IF THE MOTION IS SUCCESSFUL, THE COUNTY WILL BECOME A PARTY TO THE LAWSUIT.**
- SCS2. CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION: County Counsel requests a closed session to discuss with the Board of Supervisors the status of pending litigation pursuant to Government Code Section 54956.9(a). The four related cases are: City of Lake Forest, City of Irvine vs. County of Orange, et al., Orange County Superior Court Cases No. 77 24 42, 79 66 38, and 80 22 50, and Fourth District Court of Appeal, Division III, Case No. G023884 - All Districts
- B.O. **HELD; NO REPORTABLE ACTION**

VI. PUBLIC, BOARD & EMAIL COMMENTS & ADJOURNMENT

PUBLIC COMMENTS:

Mark Henne, Douglas Ford, Roy Allan - Oral Re: Opposes PLA Program

Bob Bennyhoff - Oral Re: PLA Union signatures

Paul Willems - Oral Re: MCAS El Toro Airport, Public Records Act

Robert MacLeod - Oral Re: Musick lawsuit

Janine Tolly - Oral Re: OCTA tollroad agreements

Kathryn McCullough - Oral Re: Consider putting "8% Solution Book" in each library

Pastor John Steward, Rev. Jack Hennings, Dr. Jeffray Greene, Pastor Glen Kreun, Halla Hill - Oral Re: Opposes MCAS El Toro Airport

Betty Kousiewicz, Ann Watt, Shirley Conger, Diane Sambrano, Velma Slaughter, Mike Stevens - Oral Re: Supports MCAS El Toro Airport

Savvas Roditis - Oral Re: JWA taxicab service extension

BOARD COMMENTS:

None

S U M M A R Y A C T I O N M I N U T E S

ADJOURNED 2:25 P.M.

ADJOURNED IN MEMORY OF VIRGINIA DOANE

*** KEY ***

Left Margin Notes

- 1. v Chairman Smith
- 2. v Supervisor Silva
- 3. v Supervisor Spitzer
- 4. v Supervisor Coad
- 5. v Supervisor Wilson

Right Margin Notes

- A. v Abstained
- X. v Excused
- N. v No
- BO v Board Order
- O. v Ordinance
- R. v Resolution

Above numbers refer to Supervisorial Districts (1st number = Moved by; 2nd number = Seconded by)

CHARLES V. SMITH, CHAIRMAN
Orange County Board of Supervisors

DARLENE J. BLOOM
Orange County Clerk of the Board